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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,

Case No.: CR 04-20107 RMW

12 Plaintiff,

**STIPULATION TO CONTINUE  
HEARING AND TO RELEASE PSR TO  
COUNSEL; [] ORDER  
CONTINUING HEARING AND  
ORDERING RELEASE OF PSR TO  
COUNSEL**

13 v.

14 TIMOTHY RONALD OBERT,

15 Defendant.

Honorable Ronald M. Whyte

16 \_\_\_\_\_ /  
17 Defendant Timothy Ronald Obert and the government, through their respective counsel,  
18 hereby stipulate that, subject to the Court's approval, the hearing in the above-captioned matter,  
19 presently scheduled for Monday, October 24, 2011, at 9:00 a.m., be continued to Monday, November  
20 21, 2011, at 9:00 a.m.

21 The hearing in this case was requested by Mr. Obert because he objects to certain additional  
22 conditions of supervised release proposed by the Probation Office. The defense seeks to continue the  
23 hearing because additional time has been needed for defense counsel and Mr. Obert to research their  
24 objections and prepare effectively. The Probation Office has been contacted and has no objection to  
25 the proposed new date.

26 STIP. TO CONTINUE HEARING  
AND RELEASE PSR;  
[] ORDER  
No. CR 04-20107 RMW

1 The parties stipulate to the following revised briefing schedule: defense brief due October  
2 11, 2011; government response due November 7, 2011; defense reply due November 14, 2011.

3        Additionally, the parties stipulate that the Court should order the Probation Office to release a  
4        copy of the Presentence Report to the parties. Undersigned defense counsel does not have a copy of  
5        the PSR because she did not represent Mr. Obert at his sentencing hearing. The defense has  
6        requested a copy of the PSR from the Probation Office, and has been advised that the PSR may be  
7        released to defense counsel following the issuance of an appropriate order.

8 || Dated: 9/28/11

LARA S. VENNARD  
Assistant Federal Public Defender

10 || Dated: 9/28/11

/s/  
CAROLYNE SANIN  
Special Assistant United States Attorney

## [[ ORDER

14 The parties have jointly requested that the hearing presently set for Monday, October 24,  
15 2011, be continued to Monday, November 21, 2011, because the defense requires additional time to  
16 submit its brief objecting to proposed additional probation conditions.

17           GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the hearing date presently  
18 set for October 24, 2011, at 9:00 a.m., be continued to November 21, 2011, at 9:00 a.m. The  
19 defense brief is due October 11, 2011; the government's response is due November 7, 2011; any  
20 defense reply is due November 14, 2011.

21 IT IS FURTHER ORDERED that the Probation Office shall release copies of the Presentence  
22 Report to counsel. *P*

23 || Dated: **February**, 2011

24

Ronald M. Whyte  
RONALD M. WHYTE  
United States District Judge

20 STIP. TO CONTINUE HEARING  
AND RELEASE PSR;  
[] ORDER  
No. CR 04-20107 RMW